

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

UNITED STATES OF AMERICA	§	
	§	
	§	NO. 1:17CR151
	§	
MOHAMMED IBRAHIM AHMED	§	JUDGE MARCIA CRONE

**UNOPPOSED MOTION TO WITHDRAW**

TO THE HONORABLE UNITED STATES DISTRICT JUDGE FOR THE EASTERN  
DISTRICT OF TEXAS:

Comes now, John D. McElroy, Attorney of record for MOHAMMED IBRAHIM  
AHMED, and files this Unopposed Motion to Withdraw as appointed counsel for the Defendant  
and would show as follows:

**I.**  
**PROCEDURAL HISTORY**

The Defendant was charged by a Federal Grand Jury for the Eastern District of Texas in a  
four-count Indictment on December 6, 2017. Count 1 of the Indictment charged Defendant with  
a violation of Title 18 U.S.C. §2339B(a)(1), attempt to provide material or resources to designated  
terrorist. Counts 2 through 4 of the Indictment charged Defendant with a violation of Title 18  
U.S.C. § 1001, false statements involving terrorism.

On December 14, 2017, the Defendant appeared before the Honorable Magistrate Judge  
Keith Giblin for an arraignment in connection with this charge. After the hearing, the Defendant  
remained in the custody of the United States Marshals Office pending trial.

This case is currently set on the trial docket for March 19, 2018.

**II.**  
**CONFLICT OF INTEREST IN CASE**

Since the appointment of counsel in this case, Counsel for the Defendant has determined

that continued representation of Mr. Ahmed would be improper because there appears to be an actual conflict of interest. Undersigned counsel believes that continued representation of the Defendant may give the appearance of impropriety and continued representation would violate the disciplinary rules of the State Bar of Texas. (See D.R. 1.06(b)(1) and (2)-- prohibiting representation where conflict exists).

**III.**  
**GOVERNMENT DOES NOT OPPOSE WITHDRAWAL**

Counsel has spoken with Chris Tortorice, the Assistant United States Attorney, and he does not oppose this motion.

**IV.**  
**PRAYER**

Wherefore, premises considered, Counsel for Defendant would request that he be allowed to withdraw as attorney of record and that new counsel be appointed.

Respectfully Submitted

/s/ John D. McElroy  
JOHN D. MCELROY  
STATE BAR NO. 13584075  
ASSISTANT FEDERAL DEFENDER  
FEDERAL DEFENDER'S OFFICE  
350 MAGNOLIA, STE 117  
BEAUMONT, TX 77701  
409/839-2608  
409/839-2610 (FAX)

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing instrument has been furnished to **Chris Tortorice**, Assistant U.S. Attorney, presently assigned to this case, via electronic filing system, on this the 13th day of February, 2018.

/s/ John D. McElroy  
JOHN D. McELROY

**CERTIFICATE OF CONFERENCE**

Counsel for Defendant spoke with Assistant United States Attorney, **Chris Tortorice** regarding this motion, and he is unopposed to this Motion.

/s/ John D. McElroy  
JOHN D. McELROY